

ORDINANCE 09-04

AN ORDINANCE OF THE TOWN OF NOLENSVILLE, TENNESSEE TO AMEND TITLE 7, CHAPTER 3, AND TITLE 12, CHAPTER 11, OF THE MUNICIPAL CODE IN REGARDS TO AUTOMATIC FIRE SPRINKLER SYSTEMS AND INTERNATIONAL PROPERTY MAINTENANCE CODE

WHEREAS, the Municipal Code Title 7, Chapter 3, Subsection 7-306(1) states the following:

“Where an automatic fire sprinkler system is determined to increase the hazard to the property or occupants to be protected, other automatic fire extinguishing systems appropriate for the hazard shall be designed, installed, tested, inspected, and maintained in accordance with National Fire Protection Association standards. Such systems must be inspected and approved after installation by the fire chief or the town fire marshal prior to the issuance of a certificate of occupancy by the Town of Nolensville.”

And,;

WHEREAS, ordinance #07-03 adopted sprinkler permit fees in May 2007, and;

WHEREAS, the *International Property Maintenance Code* is the standard which is recommended for adoption by the State of Tennessee which has been recognized by the State of Tennessee and;

WHEREAS, the *International Property Maintenance Code* provides for the regulating and governing of conditions and maintenance of property, by providing the standards for and conditions essential to ensure that property is safe, sanitary and fit for use; and providing for the issuance of permits and collection of fees in the Town, and;

NOW, THEREFORE BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Nolensville, Tennessee, that:

Section 1. Title 7, Chapter 3, Subsection Section 7-306 Miscellaneous provisions (1), be amended to read as follows:

“Where an automatic fire sprinkler system is determined to increase the hazard to the property or occupants to be protected, other automatic fire extinguishing systems appropriate for the hazard shall be designed, installed, tested, inspected, and maintained in accordance with National Fire Protection Association standards. Such systems must be inspected and shall follow Rule 0780-2-7-08 of the Department of Commerce and Insurance for Fire Protection Sprinkler Contractors Installation, Inspection, and Service. The installer is required to perform the inspection and supply to the Town of Nolensville the proper certificate from the State of Tennessee.”

Section 2. Title 7, Chapter 3, Subsection Section 7-307 Schedule of Fees. is added to read as follows:

“Residential and non-residential sprinkler permits \$100.00. If anyone commences work before obtaining permit and inspection, fees shall be doubled; and all fees shall be paid by the person to whom the permit is issued.”

Section 3. Title 12, Chapter 11. Property Maintenance Code. Shall be added to include the following Sections:

12-1101. Property maintenance code.

12-1102. Modifications.

12-1101.Property maintenance code. The International Property Maintenance Code, 2006 edition as published by the International Code Council, is hereby adopted by reference as though it was copied herein fully. Any provisions in said code which conflict with existing ordinances of the Town of Nolensville shall prevail.

12-1102.Modifications. Within the maintenance code, when reference is made to the duties of a certain official named therein, that the designated official of the Town of Nolensville who has duties corresponding to those of the named official in the property maintenance code shall be deemed to be the responsible official insofar as enforcing the provisions of the property maintenance code is concerned.

Section 4. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

Section 5. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from July 1, 2009, the public welfare requiring it.

First Reading

Second Reading

Beth Lothers, Mayor

Cindy Lancaster, Town Recorder

Approved by:

Town Attorney, Robert J. Notestine, III